



U.S. Department
of Transportation

**Pipeline and
Hazardous Materials
Safety Administration**

400 Seventh Street, S.W.
Washington, D.C. 20590

SEP 28 2005

DOT-E 11263
(SEVENTH REVISION)

EXPIRATION DATE: August 31, 2007

(FOR RENEWAL, SEE 49 CFR § 107.109.)

1. GRANTEE: Members of the American Coke and Coal Chemicals
Institute
Washington, DC

(See Appendix A of this exemption for a list of members)

2. PURPOSE AND LIMITATION:

a. This exemption authorizes the transportation in commerce of solid coal tar pitch compounds, Class 9, in open-top and closed-top sift-proof metal cans or fiber drums. This exemption provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein.

b. The safety analyses performed in development of this exemption only considered the hazards and risks associated with transportation in commerce.

3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR § 173.213(c) in that non-DOT specification single packagings are authorized.
5. BASIS: This exemption is based on the application of American Coke & Coal Chemicals Institute dated September 1, 2005, submitted in accordance with § 107.109 and a supplemental letter dated September 2, 2005.

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6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous Materials Description			
Proper Shipping Name	Hazard Class/ Division	Identification Number	Packing Group
Environmentally hazardous substances, solid, n.o.s./ Solid coal tar pitch compounds	9	UN3077	III

7. SAFETY CONTROL MEASURES:a. PACKAGING - Packaging prescribed is:

- (1) A non-DOT specification sift-proof, non-bulk, metal can, with or without a lid; or
- (2) A non-DOT specification sift-proof, non-bulk, fiber drum, with or without a lid. The drum must be fabricated with a three ply wall as a minimum.

b. OPERATIONAL CONTROLS - The coal tar pitch compound must be in a solid mass during transportation.8. SPECIAL PROVISIONS:

- a. A person who is not a holder of this exemption who receives a package covered by this exemption may reoffer it for transportation provided no modifications or changes are made to the package and it is reoffered for transportation in conformance with this exemption and the HMR.
- b. A current copy of this exemption must be maintained at each facility where the package is offered or reoffered for transportation.
- c. MARKING - Each metal can and fiber drum must be marked "DOT-E 11263" in letters and numbers at least one-half inch high on a contrasting background.

9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle and rail freight.
10. MODAL REQUIREMENTS: None required as part of this exemption.
11. Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:
- o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
 - o Persons operating under the terms of this exemption must comply with the security plan requirement in Subpart I of Part 172 of the HMR, when applicable.
 - o Registration required by § 107.601 et seq., when applicable.

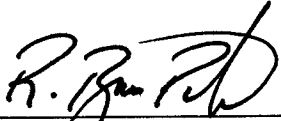
Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this exemption, including display of its number, when this exemption has expired or is otherwise no longer in effect.

12. REPORTING REQUIREMENTS: Shipments or operations conducted under this exemption are subject to the Hazardous Materials Incident Reporting requirements specified in 49 CFR §§ 171.15 - Immediate notice of certain hazardous materials incidents, and 171.16 - Detailed hazardous materials incident reports. In addition, the grantee(s) of this

exemption must notify the Associate Administrator for Hazardous Materials Safety -- OHMEA, in writing, of any incident involving a package, shipment or operation conducted under terms of this exemption.

Issued in Washington, D.C.:



Robert A. McGuire
Associate Administrator for
Hazardous Materials Safety

SEP 28 2005

DATE

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, Washington, D.C. 20590. Attention: PHH-31.

Copies of this exemption may be obtained by accessing the Hazardous Materials Safety Homepage at <http://hazmat.dot.gov/exemptions> Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

PO: DBURGER/sln

APPENDIX A

Honeywell International, Incorporated
Morristown, NJ

Coopers Creek Chemical Corporation
West Conshohocken, PA

Koppers Industries, Incorporated
Pittsburgh, PA

Reilly Industries, Incorporated
Indianapolis, IN

Railworks Woods Products, Inc.
Terra Haute, IN